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DERWIN BUTLER.

Plaintiff,

No. C 14-4714 NJV (PR)

ORDER OF DISMISSAL

v.

RON ALEXANDRIA,

Defendant.

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This case was opened when plaintiff wrote a letter to the court regarding prison conditions. In an effort to protect his rights, it was filed as a new case. Plaintiff was informed that he had not filed a complaint and was given twenty-eight days to do so. (Doc. 2.) He also was sent a notice that he had not paid the filing fee or applied for leave to proceed in forma pauperis ("IFP"); again, he was allowed twenty-eight days to either pay the fee or file the application. (Doc. 3.) A copy of the court's form for applications to proceed IFP was provided with the notice, along with a return envelope.

20 Plaintiff has filed a complaint but has not paid the filing fee or filed a motion to
21 proceed IFP. The twenty-eight days allowed Plaintiff to do so have now expired.
22 This case is therefore **DISMISSED** without prejudice. No fee is due. The clerk shall close
23 the file.

IT IS SO ORDERED.

25 || Dated: December 4, 2014.

NANDOR J. VADAS
United States Magistrate Judge

28 || G:\PRO-SE\NJV\CR.14\Butler4714.dsm-ifp.wpd

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2 DERWIN BUTLER,

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4 No.1:14-CV-4714 NJV

5 Plaintiff,

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8 **CERTIFICATE OF SERVICE**

9 v.

10 RON ALEXANDRIA, et al,

11 Defendants.

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13 I, the undersigned, hereby certify that on December 4, 2014, I served a true and correct copy
14 of the attached by placing said copy in a postage paid envelope addressed to the person(s) listed
15 below, by depositing said envelope in the U.S. Mail.

16
17 Derwin Butler
18 F10671
19 4AIV cell #8
P.O. Box 8800
Corcoran, CA 93212

20
21 _____ /s/ *Linn Van Meter*
22 Linn Van Meter
23 Administrative Law Clerk to the
24 Honorable Nandor J. Vadas